



MACo

LEGISLATIVE UPDATE

VOLUME 20, NO. 2

January 2, 2009

EXHIBIT 1
DATE 01-07-2009
HB organizational

The Montana Association of Counties (MACo) publishes this **weekly** bulletin containing summary descriptions of bills of interest to local government officials. **Each issue lists only the bills that have been introduced during the week. Please save this message or print it for future reference.**

Copies of bills are typically sent to County Clerks and Recorders and also can be found at: [http://laws.leg.mt.gov/laws09/LAW0200W\\$.Startup](http://laws.leg.mt.gov/laws09/LAW0200W$.Startup)

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Many legislators have their own e-mail addresses, which can be found at <http://leg.mt.gov/css/sessions/61st/roster.asp?HouseID=0&SessionID=94>

MACo & the Montana Legislature

The MACo Web site has a page at <http://www.maco.cog.mt.us/Legislature/Legislative.htm> dedicated to helping members keep track of the happenings at the 61th Montana Legislature. There you'll find MACo's resolutions, links to pertinent bills, an archive of our weekly *Legislative Updates*, links to bills and bill status reports, hearings calendars, committee listings, legislator contact information, and more.

Scheduled Hearings

The Senate Local Government Committee meets Mondays, Wednesdays, and Fridays at 3 p.m. in Room 405. The House Local Government Committee meets Tuesdays and Thursdays at 3 p.m. in Room 172. MACo bills are shown below in **bold**.

Wednesday, Jan. 7

| | Room | Time |
|--|------------|---------------|
| SB 7 Code commissioner bill | 335 | 3 p.m. |
| SB 11 Clarify nontaxable amount of gross value of product-metal mines tax | 405 | 9:30 a.m. |
| SB 21 Clarify distribution of certain motor vehicle revenue | 405 | 9:30 a.m. |
| SB 24 Repeal Montana Consensus Council statutes | 335 | 3 p.m. |
| SB 30 Revise reimbursement for meals, lodging | 335 | 3 p.m. |
| SB 35 Committing jurisdiction forward physical and mental health information to prison | 303 | 8 a.m. |
| SB 40 Clarify friend of respondent in involuntary commitment laws | 303 | 8 a.m. |
| SB 42 Provide substitution procedure for work comp judge | 422 | 9 a.m. |
| SB 45 Clarify prosecutorial disclosure requirements | 303 | 8 a.m. |
| SB 48 Standardize statutes related to tax increment finance districts | 405 | 9:30 a.m. |
| SB 57 Revise laws governing special districts | 405 | 3 p.m. |
| SB 58 Revise local government laws | 405 | 3 p.m. |
| HB 101 Extend deadlines related to wage withholding in cases of theft | 172 | 8 a.m. |
| HB 116 Clarify proof of insurance for motor vehicles | 172 | 8 a.m. |
| HB 151 Revise breast reconstruction mandate to comply with federal law | 172 | 8 a.m. |

Thursday, Jan. 8

| | Room | Time |
|--|------|--------|
| SB 55 Generally revise fertilizer laws | 335 | 3 p.m. |
| SB 64 License plate for volunteer EMT and tax credit | 405 | 3 p.m. |
| SB 88 Revise and clarify school speed zone law | 405 | 3 p.m. |

Friday, Jan. 9

| | Room | Time |
|---|------|--------|
| SB 3 Revise procedures for Land Banking program sales and exchanges | 422 | 3 p.m. |

Scheduled Hearings, cont.

Friday, Jan. 9

| | | Room | Time |
|-------|---|------|-----------|
| SB 12 | Clarify distribution of oil and gas revenue to counties | 405 | 9:30 a.m. |
| SB 23 | Revise revenue streams to oil, gas, and coal natural resource account | 405 | 9:30 a.m. |
| SB 50 | Revise salaries for supreme court justices and district court judges | 303 | 8 a.m. |
| HB 35 | Revolving loan program to fund recycling machinery and equipment | 472 | 3 p.m. |

Projected Session Calendar

Please note: This calendar was revised by legislative leadership Dec. 4, 2008; leadership holds the authority to further revise the schedule, including the days the Legislature meets and the proposed breaks.

Introduction deadlines: Generally, bills and resolutions must be introduced within two legislative days after delivery. JR 40-50, H40-10.

"General bills" is used to denote all bills, except appropriation or revenue bills, and all joint resolutions.

Notes: Deadline dates are determined according to legislative days, using a six-day legislative week.

Certain bills and resolutions relating to administrative rules may be transmitted at any time during the session. JR 40-200(3).

| | |
|-------------|---|
| Jan. 5: | 61 th Legislative Session begins |
| Jan. 16: | Last day to request General Bills |
| Jan. 24: | Last day to request Revenue Bills |
| Feb. 16: | Last day for Committee to request General Bills |
| Feb. 26: | Transmittal of General Bills to other Chamber |
| Feb. 27-28: | Transmittal Break |
| March 18: | Transmittal of Revenue-Estimating Joint Resolutions |
| March 20: | Last day for Committee to request Revenue Bills |
| March 26: | Transmittal of Appropriation Bills |
| March 31: | Transmittal of Revenue Bills |
| April 2: | Transmittal of amendments to General Bills |
| April 4: | Last day to request Study Resolution or Committee Bills to implement HB2 |
| April 14: | Transmittal of amendments to Appropriation Bills |
| April 16: | Transmittal of amendments to Revenue Bills and Revenue-Estimating Joint Resolutions |
| April 20: | Transmittal of Interim Study Resolutions |
| April 25: | Session adjourns; Sine Die |

MACo Resolutions/Legislation

| No. | Title | Res. No. | Sponsor | Status-Date |
|---------------|---|----------|--------------|------------------------------------|
| <u>HB 18</u> | Mail ballot pilot project | 2008-23 | Ingraham | Referred to committee-12/12 |
| <u>HB 38</u> | Revise laws to reflect passage of six-mill levy | 2008-22 | Campbell | Referred to committee-12/12 |
| <u>HB 45</u> | Compliance w/ federal law for forest reserve payments | MACoBd | Ingraham | Referred to committee-12/12 |
| <u>HB 57</u> | Clarify school district consolidations/annexations | 2008-29 | Bean | Referred to committee-12/12 |
| <u>HB 156</u> | Uniform penalty/enforcement for zoning violations | 2004-28 | Pomnichowski | Referred to committee-12/23 |
| <u>SB 30</u> | Revise reimbursement for meals, lodging | MACoEC | Gebhardt | Hearing-1/7 |
| <u>SB 57</u> | Revise laws governing special districts | 2008-33 | Gillan | Referred to committee-12/10 |
| <u>SB 58</u> | Revise local government laws | 2008-33 | Gillan | Referred to committee-12/10 |
| <u>SB 78</u> | Clarify mill levy limit for soil conservation districts | 2008-31 | Brendan | Referred to committee-12/20 |
| <u>SB 148</u> | Revise and clarify local government laws | 2008-26 | Peterson | Referred to committee-1/2 |
| <u>SJ 7</u> | Opposition to HR 2421 | 2008-08 | Brendan | Referred to committee-12/23 |
| LC0578 | Provide funding for court security | 2008-11 | Jent | Draft ready for delivery-12/30 |
| LC0605 | Revise territory transfer laws relating to K-12 school dists. | 2008-29 | L. Jones | Draft to requester f/ review-12/24 |
| LC0606 | Revise laws governing electric transmission lines | 2008-12 | L. Jones | Draft on hold-11/12 |
| LC0629 | Clarify stream access from bridges/fencing | 2004-11 | Cooney | Draft ready for delivery-12/30 |
| LC0659 | Authorize local governments to form investment pool | 2008-30 | Lewis | Draft on hold-11/19 |
| LC0806 | Montana-based business technology districts | 2008-38 | Pomnichowski | Draft ready for delivery-12/30 |
| LC0900 | County payment from hard rock mining trust account | 2008-24 | Story | Draft ready for delivery-12/30 |

MACo Resolutions/Legislation, cont.

| No. | Title | Res. No. | Sponsor | Status-Date |
|--------|---|----------|-------------|------------------------------------|
| LC0919 | Revise drug testing requirements for public officers | 2008-13 | Gebhardt | Draft ready for delivery-1/2 |
| LC0935 | Revise local government employee incentive program | 2008-15 | McClafferty | Draft to requester f/ review-12/23 |
| LC0942 | Revise laws governing local subdivision regulations | 2008-07 | Brueggeman | Draft to requester f/ review-12/19 |
| LC0943 | Revise impact fee laws | 2008-19 | Brueggeman | Draft ready for delivery-12/30 |
| LC0998 | Revise laws relating to licensed establishments f/ health | 2008-18 | Kaufmann | Draft to requester f/ review-12/26 |
| LC1047 | Include non-profit hospital employees in co. health plan | MACoHCT | Lewis | Draft request received-11/21 |
| LC1089 | Funding for grants to counties under youth court act | 2008-40 | McChesney | Draft on hold-12/8 |
| LC1342 | State PILT payment to offset state land purchases | 2008-34 | Bean | Draft on hold-12/10 |
| LC1388 | Clarify law on absence by county officer | 2006-07 | Ankney | Draft to requester f/ review-12/26 |
| LC1390 | Authorize counties to create compensated absence fund | 2008-09 | Ankney | Draft to requester f/ review-12/26 |
| LC1922 | Clarify appt. of commissioners for regional airport authority | 2008-03 | Milburn | Draft request received-12/22 |
| LC1936 | Create youth summer employment program | | Branae | Draft request received-12/23 |

MACo Watch List

| No. | Title |
|-------|--|
| SB 3 | Revise procedures for Land Banking program sales and exchanges |
| SB 4 | Create standing water policy subcommittee of EQC |
| SB 6 | Revise public water supply fee law |
| SB 7 | Code commissioner bill |
| SB 8 | Authorize charter form of government for regional water entities |
| SB 9 | Authorize funding of transportation systems with revenue bonds |
| SB 11 | Clarify nontaxable amount of gross value of product-metal mines tax |
| SB 12 | Clarify distribution of oil and gas revenue to counties |
| SB 17 | Require public water and sewer systems for certain subdivisions |
| SB 18 | Revise fiscal note laws |
| SB 20 | Purpose statement for MAPA |
| SB 21 | Clarify distribution of certain motor vehicle revenue |
| SB 22 | Create water policy committee |
| SB 23 | Revise revenue streams to oil, gas, and coal natural resource account |
| SB 24 | Repeal Montana Consensus Council statutes |
| SB 29 | Generally revise appropriation and budget statutes |
| SB 33 | Include certain biomass generation facilities in renewable power act |
| SB 34 | Extend boundary of community decay ordinances for fuel treatment |
| SB 35 | Committing jurisdiction forward physical and mental health information to prison |
| SB 40 | Clarify friend of respondent in involuntary commitment laws |
| SB 42 | Provide substitution procedure for work comp judge |
| SB 44 | Establish health policy council in legislative branch |
| SB 45 | Clarify prosecutorial disclosure requirements |
| SB 48 | Standardize statutes related to tax increment finance districts |
| SB 49 | Energy efficiency standards for construction of state buildings |
| SB 50 | Revise salaries for supreme court justices and district court judges |
| SB 51 | Clarify responsibility of health care providers to patients |
| SB 52 | Prohibit kickbacks and conflict of interest for health care providers |
| SB 53 | Revise trial period for hearing aid purchased from traveling vendor |
| SB 55 | Generally revise fertilizer laws |
| SB 56 | Extend open meeting rights to members of homeowner and landowner associations |
| SB 60 | Annual market conduct exams and 5-year financial exams for state fund |
| SB 61 | Public school consideration in impact fees |
| SB 63 | Tax incentives for volunteer EMTs and their employers |
| SB 64 | License plate for volunteer EMT and tax credit |
| SB 65 | Revise trust land funding laws |
| SB 66 | Sequestration standards for carbon dioxide |
| SB 67 | Require funding before school rules with fiscal impact implemented |
| SB 68 | Roadkill composting |
| SB 71 | Revise orphan share and environmental quality protection fund laws |

- SB 74 Revise fire chief duties
- SB 75 Include homeowner responsibility in state fire policy
- SB 76 Revise enhanced recovery of oil and gas laws
- SB 77 Volunteer EMT on board of medical examiners
- SB 79 Reduced staffing for certain ambulance transports
- SB 82 Clarify Medicaid third party liability
- SB 83 Confidentiality protection for review of emergency service calls
- SB 86 Revise gambling laws
- SB 88 Revise and clarify school speed zone law
- SB 89 Eliminate sunset for new worker training program
- SB 92 Castle doctrine for use of force in defense
- SB 93 Clarify groundwater utilization laws in closed basins
- SB 94 Revise closed water basin permitting laws
- SB 95 Temporary nutrient criteria for discharge permits
- SB 96 Revise mental illness evaluations in criminal justice system
- SB 97 Revise petroleum tank release laws
- SB 98 Authorize local taxing jurisdiction for wildland fuel reduction projects
- SB 99 Allow leave for state employee volunteer firefighters for incident response
- SB 100 Increase coal board funding
- SB 101 Certification for wastewater collection system operators
- SB 102 Revise public water supply laws
- SB 105 Tax incentives for volunteer firefighters and their employers
- SB 106 License plates and tax credits for volunteer firefighters
- SB 107 Require training on mechanized fuels reduction and fire suppression equipment
- SB 109 Restriction on outdoor lighting
- SB 110 Volunteer firefighter participation in county health insurance pool
- SB 111 Clarifying DNRC initial wildland fire attack authority
- SB 112 Remove allocation requirements for DNRC fire assessments
- SB 113 State land fuel reduction pilot program
- SB 116 Clarify aviation fuel tax distribution
- SB 117 Revise or eliminate certain statutory appropriations
- SB 118 Create invasive and destructive species council
- SB 120 Revise the controlled groundwater area petition laws
- SB 123 Revise MAPA regarding amendment of rationale
- SB 124 Revise absentee ballot laws and changes caused by death of candidate
- SB 127 Revise insurance producer licensing laws
- SB 129 Fire management easement program
- SB 131 Require DNRC to designate wildland-urban interface
- SB 133 Revise insurance laws
- SB 134 Require notice of compliance from associations offering health plans
- SB 135 Revise insure Montana program
- SB 137 Require insurers to notify insured of wildland-urban interface best practices
- SB 138 Insurance Commissioner review of property insurers for fire protection purposes
- SB 139 Fingerprints for misdemeanor offenses
- SB 142 Repeal unisex insurance law provisions
- SB 143 Revise condominium fire protection assessments
- SB 144 Building standards for residences in wildland-urban interface
- SB 145 Premium discounts in wildland-urban interface for certain property
- SB 147 Revise the Comprehensive Environmental Cleanup and Responsibility Act
- SB 149 Change of use for municipal or county water and sewer districts
- SB 150 Revise unemployment insurance laws
- SB 152 Revise motor vehicle registration and driver's license laws
- SB 155 Require post-election audits of vote-counting machines
- SB 156 Revise law to coordinate certain political candidate filing deadlines
- SB 157 Audio-video hearings for certain mental health proceedings

- SJ 1 Joint legislative rules
- SJ 5 Continued interim monitoring of health care pricing and information disclosure
- SJ 10 Study options for state work comp coverage

SJ 11 Request Congress fund bio-product innovation centers

SR 1 Senate rules

HB 1 Feed bill for legislative session

HB 2 General appropriations act

HB 3 Supplemental appropriations

HB 4 Appropriations normally made by budget amendment

HB 5 Long-range building appropriations -- include energy conservation

HB 6 Renewable resource grants and loans

HB 7 Reclamation and development grants and loans

HB 8 Renewable resource bonds and loans

HB 9 Cultural and aesthetic grant appropriations

HB 10 Long range information technology funding bill

HB 11 Treasure State endowment appropriations

HB 12 Require employer contributions on working retirees under certain conditions

HB 13 Pay plan for state employees

HB 15 Fund K-12 education

HB 16 Allow election administrators to determine use of automarks at certain elections

HB 17 Revise requirements for administrative rules

HB 19 Revise and clarify state election laws

HB 20 Create weatherization account using oil and gas production tax

HB 22 Remove termination on coal tax for manufacturing, agriculture, and development

HB 26 Revise stream access at bridges

HB 27 Revise universal system benefit laws

HB 29 Increase funding for senior and disabled transportation account

HB 30 Youth election judges

HB 31 Include dispatchers in sheriffs' retirement system

HB 32 Increase benefits and contributions to firefighters' unified retirement system

HB 33 Redefine compensation for Firefighters Unified Retirement System

HB 34 Revise retirement statutes to address return to work issues and funding concerns

HB 35 Revolving loan program to fund recycling machinery and equipment

HB 36 Revise law on use of force and self-defense

HB 40 Revise water right permit process

HB 41 Revise water quality laws for aquifer recharge or mitigation

HB 42 Forest management program for FWP land

HB 43 Appropriation for DNRC participation in federal forest management planning

HB 44 Revise DNRC participation in federal forest management planning

HB 48 Revise laws relating to Growth through Agriculture program

HB 49 Restrict cell phone use and texting while driving

HB 50 Require rules be consistent with legislative intent

HB 51 Make state park fee opt in

HB 53 Revise laws regarding transportation of loose material

HB 54 Separate index for Montana Constitution

HB 56 Increase pupil transportation reimbursements

HB 59 Generally revise retirement laws to comply with federal changes

HB 60 Jail mental health crisis network standards pilot program

HB 61 Revise interlibrary program

HB 64 Repeal termination on coal trust funding for economic development programs

HB 65 Fund children management authorities for mental health

HB 66 Fund mental health needs of young children and certain high risk children

HB 67 Rulemaking authority for Board of County Printing

HB 70 Clarify application of exclusions from drug schedules

HB 71 Repeal sunset of hospital bed tax

HB 76 Generally revise unemployment insurance laws

HB 77 Notification requirement for proposed gravel pit operations

HB 79 Uniform provisions for state land transactions

HB 81 Study long-term impacts of budget and demographics driving costs

HB 82 Revise deposit of stranded 911 revenue

HB 83 Professional retirement option for K-12 workforce
 HB 84 Extend duration of fire emergency
 HB 85 EMS grant program
 HB 86 Fund health information technology and record sharing
 HB 87 Provide increase in employer contribution to optional retirement program
 HB 88 Revise close of late voter registration
 HB 91 \$1 an hour raise for state employees
 HB 92 Allow certain cities and counties to set speed limits
 HB 93 Clarify EMS medical direction and handling of complaints
 HB 95 Cost of care contributions under Youth Court Act
 HB 98 Revise energy performance contracting for state buildings
 HB 99 Revise proof of residency requirements for voter registration and voting
 HB 101 Extend deadlines related to wage withholding in cases of theft
 HB 104 Revise source of funding for pay for state active duty for firefighting
 HB 105 Reporting of emergency room and hospitalization discharge data
 HB 106 Revise law on delayed or amended birth certificates
 HB 107 Revise definition of enterprise funds
 HB 109 Generally revise retirement statutes
 HB 111 Clarify roles of local advisory groups in mental health system
 HB 113 Revise taxation of new or expanded business enterprise property
 HB 114 Clarify licensure and liability in public health emergencies
 HB 115 Expand cell phone property tax incentives
 HB 116 Clarify proof of insurance for motor vehicles
 HB 118 Revise distribution of 9-1-1 funds
 HB 119 Revise employment laws, including workers compensation
 HB 122 Revise false claims act
 HB 124 Reopen GABA enrollment for firefighters
 HB 129 Revise flood plain map adoption laws
 HB 130 Grant program for local crisis services and jail diversion for mentally ill
 HB 131 State contracting for mental health emergency detention beds
 HB 132 Diversion from involuntary commitment to short-term inpatient treatment
 HB 134 Create and fund local government committee
 HB 136 Clarify appointment process for Board of Personnel Appeals
 HB 138 Revise employment safety and occupational health acts
 HB 139 DNRC intervention authority in federal forest management projects
 HB 140 Increase excess sustained yield authority for forest health
 HB 142 Eliminate automatic trigger that decreases employer contribution
 HB 144 Clarify return to employment for public officers
 HB 148 Clarify work comp going and coming to work status
 HB 151 Revise breast reconstruction mandate to comply with federal law
 HB 154 Make fire suppression fund permanent, fund and revise use
 HB 155 Require state agencies to develop procedures to protect personal information
 HB 158 Tribal eligibility for economic development loans
 HB 159 Require actuarial opinion summary for domestic property and casualty insurers
 HB 164 Extend fire suppression committee
 HB 165 Statutory appropriation for wildfire emergencies
 HB 166 Increase DOJ prosecutor for fish and game law violations to full-time attorney
 HB 170 Ensuring tax qualification by IRS of certain retirement systems

 HJ 2 Revenue estimating resolution
 HJ 3 Interim study of managed care mental health system
 HJ 4 Urge authority for gubernatorial wildfire fuel hazard crisis
 HJ 5 Support funding for health information technology
 HJ 7 Urge modification of federal wildfire policy

 HR 1 House rules